

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 12550 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE H.K.RATHOD

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

SHARIFBHAI NOORMOHAMMED MIRZA

Versus

STATE OF GUJARAT

Appearance:

MR MHM SHAIKH for Petitioner
MR ND GOHIL Ld. AGP for Respondent No. 1
MS PJ DAVAWALA for Respondent No. 4

CORAM : MR.JUSTICE H.K.RATHOD

Date of decision: 09/05/2001

ORAL JUDGEMENT

Heard the learned advocate Mr. HR Prajapati for
Mr. MR Prajapati on behalf of the petitioner and Mr ND
Gohil learned AGP appearing on behalf of the
respondent-State.

In the present petition, the order of detention dated 9.8.2000 has been challenged. When the matter has been taken up for final hearing, learned AGP Mr. ND Gohil has made a statement before this Court that in pursuance to the detention order, after completion of six months period as prescribed under sec. 13 of P.B.M. Act, the present petitioner has been released from the detention on 17.4.2001. This factual statement has not been disputed by the learned advocate Mr. HR Prajapati. Therefore, according to the submission of learned advocate Mr. Prajapati this petition has become infructuous. Considering this statement which has been made by learned AGP Mr. ND Gohil, according to my opinion, when the petitioner has been released from the detention on 17.4.2001, this petition has become infructuous and the same is disposed of accordingly as having become infructuous. Rule is discharged. No order as to costs.

(H.K. RATHOD, J.)

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